#### REDACTED FOR PUBLIC INSPECTION

ORIGINAL

# **DowLohnes**

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## EX PARTE OR LATE FILED

March 23, 2012

FILED/ACCEPTED

MAR 2 3 2012
Federal Communications Commission
Office of the Secretary

### VIA HAND DELIVERY

Marlene H. Dortch, Secretary Federal Communications Commission 445 Twelfth Street, S.W. Washington, D.C. 20554

Re:

In re Application of Cellco Partnership d/b/a Verizon Wireless and Cox TMI

Wireless, LLC, WT Docket No. 12-4

Notice of Written Ex Parte Communication

CONFIDENTIAL INFORMATION SUBJECT TO PROTECTIVE ORDER

IN WT DOCKET NO. 12-4 BEFORE THE FEDERAL

**COMMUNICATIONS COMMISSION** 

Dear Ms. Dortch:

On March 21, 2012, the undersigned provided the attached email to Joel Rabinovitz of the Office of General Counsel.

The attachments to the email contain information that is being provided pursuant to the *First Protective Order* in this proceeding. It consists of proprietary, nonpublic information that is commercially valuable and the public disclosure of which would subject Cox to competitive harm. Under Section 0.457(d) of the Commission's rules, such information is subject to protection as confidential.

In accordance with Section 1.1206 of the Commission's rules, this notice is being submitted to the Secretary's office the day after the written ex parte communication was sent to Mr. Rabinovtiz, and Mr. Rabinovitz is receiving a copy of this notice. In accordance with the requirements of the *First Protective Order*, one copy of the confidential version of this letter and copies of the redacted version of this letter are being filed with the Secretary's office, and two copies of the confidential version of this letter are being provided to Sandra Danner of the Wireless Telecommunications Bureau.

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<sup>&</sup>lt;sup>1</sup> Application of Cellco Partnership d/b/a Verizon Wireless and Cox TMI Wireless, LLC for Consent to Assign Licenses, *Protective Order*, WT Docket No. 12-4, DA 12-50 (rel. Jan. 17, 2012) (the "First Protective Order").

Ms. Marlene Dortch March 23, 2012 Page 2

Please contact the undersigned should you have any questions regarding this matter.

Respectfully submitted,

J.G. Harrington

Counsel to Cox TMI Wireless, LLC

### Attachments

cc:

Joel Rabinovitz

Sandra Danner\*

\*2 copies of confidential version and 1 copy of redacted version.

#### Harrington, J.G.

From:

Harrington, J.G.

Sent:

Wednesday, March 21, 2012 6:32 PM

To:

'Joel Rabinovitz'

Cc:

ZZOhlson, Barry; ZZSangston, Robin

Subject:

CONFIDENTIAL - Cox TMI Wireless/Verizon Wireless - WT Docket No. 12-4 - Revised document

custodian list and organization chart

Attachments: 2012-03-21 Cox Custodians to FCC (with tab by Org Chart).xlsx; Org Chart (with highlighted

custodians per custodian list to FCC).xlsx

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#### CONFIDENTIAL INFORMATION SUBJECT TO PROTECTIVE ORDER IN WT DOCKET NO. 12-4 BEFORE THE FEDERAL COMMUNICATIONS COMMISSION

Joel -

I have attached revised versions of the organization chart and the list of document custodians that we discussed during yesterday's meeting. The only change in the organization chart is to highlight the individuals that Cox has proposed as custodians. The document custodian list has been turned into an Excel spreadsheet with three tabs - one in alphabetical order, one organized by function and one organized by the page number of the organization chart where the individual's name appears. We have put the names of Cox's proposed custodians in bold in the spreadsheet.

Please note that we have added one name to the custodian list - Jeremy Bye, who did not appear on the original list for the Department of Justice but since has been added to that list. We propose to include Mr. Bye as a custodian for the purposes of responding to the Commission's requests.

Both of these documents are being provided pursuant to the first protective order in this proceeding. They contain proprietary, proprietary, nonpublic information that is commercially valuable and the public disclosure of which would subject Cox to competitive harm. Under Section 0.457(d) of the Commission's rules, such information is subject to protection as confidential.

We would like to have the final list of custodians as soon as possible so that we can search Cox's documents efficiently. If you would like to have a further discussion of the list, we would propose a call on Friday morning.

Copies of this written ex parte communication will be filed with the Commission in accordance with the requirements of Section 1.1206 of the Commission's rules and the first protective order in this proceeding.

Please let me know if you have any questions.

J.G.

J.G. Harrington

Counsel to Cox TMI Wireless, LLC

[Attachments to Email Redacted]